

**THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION**

CRIMINAL CASE NO. 1:08cr128-3

UNITED STATES OF AMERICA,

vs.

TERRANCE DEANDREW BACKUS.

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ORDER

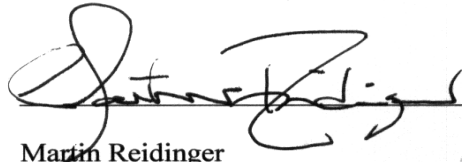
THIS MATTER is before the Court upon the Defendant's "*Pro Se* Motion for Clarify November 10, 2011, Filing of Movant" [Doc. 521].

The Defendant seeks to clarify to the Court that his motion filed on November 10, 2011 [Doc. 492] should have been denominated as one filed under 28 U.S.C. § 2255. [Doc. 521]. The docket has been corrected to reflect that the Defendant's November 10, 2011 motion is a motion filed pursuant to 28 U.S.C. § 2255. [See Doc. 492]. Accordingly, the Defendant's motion to clarify is moot.

IT IS, THEREFORE, ORDERED that the Defendant's "*Pro Se* Motion for Clarify November 10, 2011, Filing of Movant" [Doc. 521] is hereby **DENIED AS MOOT.**

IT IS SO ORDERED.

Signed: March 19, 2012


Martin Reidinger
United States District Judge

